

SUBMITTED TO UNITED STATES DEPARTMENT OF JUSTICE

---

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	
v.	)	C. A. 82-0192 (D.D.C.)
	)	
WESTERN ELECTRIC COMPANY,	)	
INC., et al.,	)	
	)	
Defendants.	)	

---

REQUEST OF AMERITECH FOR A WAIVER OF SECTION II(D)  
OF THE MODIFICATION OF FINAL JUDGMENT TO PERMIT  
AMERITECH TO PROVIDE RELAY SERVICES FOR  
SPEECH- AND HEARING-IMPAIRED CUSTOMERS

Ameritech hereby requests a waiver of Section II(D) of the Modification of Final Judgment to permit Ameritech to provide relay services for speech- and hearing-impaired customers. Ameritech requests that the Department of Justice certify to the Court that the services Ameritech proposes to offer are identical in all respects to those for which the Court granted a waiver to Bell Atlantic and Southwestern Bell on November 6, 1989, and to NYNEX on November 28, 1989. Ameritech agrees to be bound by the conditions the Court imposed on the grant of those waivers, and therefore requests expedited approval of its waiver pursuant to the Court's March 13, 1986 Order.

On March 13, 1990, the Michigan Public Service Commission ordered Michigan Bell Telephone Company (one of the Ameritech Operating Companies) to establish a single, statewide TDD relay system no later than September 13, 1991. Establishment and

Operation of a Statewide Telecommunications Relay System for  
Persons Who Are Hearing and/or Speech Impaired, Case No. U-9117  
(Mar. 13, 1990), Order at 24. (A copy of the Order is attached.)

Michigan Bell, in conjunction with the other local exchange carriers in Michigan, plans to operate a centralized relay center and transmit calls to the relay center over LATA boundaries. (Michigan Bell will not, however, complete any interLATA calls.) An advisory board, consisting of three members, one from the Michigan PSC, one from the hearing and speech-impaired community, and one from the Michigan local exchange carrier industry, will assist in designing and operating the system. Order at 25. Other states within the Ameritech region are also considering implementation of relay services for the hearing impaired.<sup>1/</sup>

---

<sup>1/</sup> A relay system for the hearing impaired is currently operating in Illinois. Illinois Bell neither operates the relay center nor transports any calls across LATA boundaries to the relay center. For that reason, Ameritech previously informed the Department that Illinois Bell Telephone Company's limited participation in the relay service does not require a waiver. See letter to Nancy C. Garrison from H. Edward Wynn (June 8, 1990).

Ameritech respectfully requests that the Department certify to the Court that this request raises no factual or legal issues that are significantly different from those raised by the previous waivers approved by the Court, and that it transmit Ameritech's waiver request to the Court.

An appropriate Order and Certificate are attached.

Respectfully Submitted,

A handwritten signature in cursive script, appearing to read "H. Edward Wynn", is written over a horizontal line.

Thomas P. Hester  
(D.C. Bar No. 178889)  
H. Edward Wynn

AMERITECH  
30 S. Wacker Drive  
Chicago, IL 60606  
(312) 750-5200

Dated: August 1, 1990

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

---

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Civil Action 82-0192-HHG
	)	
WESTERN ELECTRIC COMPANY,	)	
INC., et al.,	)	
	)	
Defendants.	)	

---

ORDER

Upon consideration of Ameritech's motion for a waiver to provide relay services for speech- and hearing-impaired customers, and the entire record herein, it is this \_\_\_\_ day of \_\_\_\_\_, 1990,

ORDERED that Ameritech is granted a waiver to provide relay services for users of telecommunications devices for the deaf (TDDs) on a centralized basis and in connection with interexchange calls; and it is further

ORDERED that the waiver be and it is hereby conditioned upon the requirements (1) that inter-LATA calls be returned from the TDD relay center to the LATA of origination to be terminated through the calling party's presubscribed interexchange carrier, and (2) that Ameritech refrain from discriminating against any carrier in its provision of TDD relay services.

---

United States District Judge

Dated: \_\_\_\_\_

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

---

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Civil Action 82-0192-HHG
	)	
WESTERN ELECTRIC COMPANY,	)	
INC., et al.,	)	
	)	
Defendants.	)	

---

CERTIFICATE

The Department of Justice has reviewed the attached request from Ameritech for a waiver of Section II(D) of the Decree that would allow Ameritech to provide relay services for users of telecommunications devices for the deaf, and has determined that the request is identical in all respects to the waivers the Court has previously granted to Bell Atlantic, Southwestern Bell, and NYNEX pursuant to the standards set forth in Section VIII(C) of the Modification of Final Judgment.

Ameritech has submitted the attached request stating that its request is identical in all respects to the TDD relay services waivers previously granted by the Court, and agrees to be bound by all terms and conditions imposed upon the previously approved waivers.

The Department believes that the requested waiver raises no factual or legal issues that are significantly different from those raised by the previously approved waivers.

---

Nancy C. Garrison  
Assistant Chief  
Communications and Finance  
Section, Antitrust Division

Date: \_\_\_\_\_